

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2
3 In the Matter of

4 **STEPHEN D. GLACY, M.D.**

5 Holder of License No. 17082
6 For the Practice of Medicine
In the State of Arizona.

Case No. MD-07-0848A

**CONSENT AGREEMENT FOR
SURRENDER OF LICENSE**

7 **CONSENT AGREEMENT**

8 By mutual agreement and understanding, between the Arizona Medical Board
9 ("Board") and Stephen D. Glacy, M.D. ("Respondent"), the parties agreed to the following
10 disposition of this matter.

11 1. Respondent has read and understands this Consent Agreement and the
12 stipulated Findings of Fact, Conclusions of Law and Order ("Consent Agreement").
13 Respondent acknowledges that he has the right to consult with legal counsel regarding
14 this matter and has done so or chooses not to do so.

15 2. By entering into this Consent Agreement, Respondent voluntarily
16 relinquishes any rights to a hearing or judicial review in state or federal court on the
17 matters alleged, or to challenge this Consent Agreement in its entirety as issued by the
18 Board, and waives any other cause of action related thereto or arising from said Consent
19 Agreement.

20 3. This Consent Agreement is not effective until approved by the Board and
21 signed by its Executive Director.

22 4. The Board may adopt this Consent Agreement or any part thereof. This
23 Consent Agreement, or any part thereof, may be considered in any future disciplinary
24 action against Respondent.
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1 5. This Consent Agreement does not constitute a dismissal or resolution of other
2 matters currently pending before the Board, if any, and does not constitute any waiver,
3 express or implied, of the Board's statutory authority or jurisdiction regarding any other
4 pending or future investigation, action or proceeding. The acceptance of this Consent
5 Agreement does not preclude any other agency, subdivision or officer of this State from
6 instituting other civil or criminal proceedings with respect to the conduct that is the subject
7 of this Consent Agreement.

8 6. All admissions made by Respondent are solely for final disposition of this
9 matter and any subsequent related administrative proceedings or civil litigation involving
10 the Board and Respondent. Therefore, said admissions by Respondent are not intended
11 or made for any other use, such as in the context of another state or federal government
12 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
13 any other state or federal court.

14 7. Upon signing this agreement, and returning this document (or a copy thereof) to
15 the Board's Executive Director, Respondent may not revoke the acceptance of the
16 Consent Agreement. Respondent may not make any modifications to the document. Any
17 modifications to this original document are ineffective and void unless mutually approved
18 by the parties.

19 8. If the Board does not adopt this Consent Agreement, Respondent will not
20 assert as a defense that the Board's consideration of this Consent Agreement constitutes
21 bias, prejudice, prejudgment or other similar defense.

22 9. This Consent Agreement, once approved and signed, is a public record that will
23 be publicly disseminated as a formal action of the Board and will be reported to the
24 National Practitioner Data Bank and to the Arizona Medical Board's website.
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1 10. If any part of the Consent Agreement is later declared void or otherwise
2 unenforceable, the remainder of the Consent Agreement in its entirety shall remain in
3 force and effect.

4 11. Any violation of this Consent Agreement constitutes unprofessional conduct
5 and may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order,
6 probation, consent agreement or stipulation issued or entered into by the board or its
7 executive director under this chapter") and 32-1451.

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12 STEPHEN D. GLACY, M.D.
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Dated: April 4, 2008

FINDINGS OF FACT

1 1. The Board is the duly constituted authority for the regulation and control of
2 the practice of allopathic medicine in the State of Arizona.

3 2. Respondent is the holder of license number 17082 for the practice of
4 allopathic medicine in the State of Arizona.

5 3. The Board initiated case number MD-07-0848A after receiving notification
6 from the Drug Enforcement Agency Phoenix Diversion Group (DEA) regarding possible
7 acts of diversion of scheduled medications by Respondent. The DEA alleged that
8 Respondent wrote and filled prescriptions under the pseudo-patient name of JB and that
9 Respondent may have been abusing other drugs.

10 4. On September 13, 2007, Board Staff presented to Respondent's office for an
11 onsite visit and requested JB's chart. Respondent admitted that no chart existed. On
12 September 14, 2007, Respondent presented for an investigational interview with Staff and
13 the Board's Addictionologist. Respondent admitted fabricating patient JB and writing and
14 filling prescriptions for himself for Ambien and Famvir. Respondent stated the Ambien was
15 for severe insomnia and the Famvir was for a cold sore.

16 5. On that same date, Respondent was ordered to undergo a substance abuse
17 evaluation at a residential treatment facility. The treatment facility evaluation team stated
18 Respondent did not meet the criteria for chemical dependency treatment and
19 recommended he undergo psychiatric and sleep specialist evaluations, enter
20 psychotherapy with a psychiatrist and participate in the Board's monitored after-care
21 program for two years. Upon compliance with their recommendations, the evaluation team
22 determined Respondent was fit to return to practice.

23 6. Following a review of the treatment facility's recommendation by Staff,
24 Respondent was ordered on March 14, 2008 to undergo a psychiatric evaluation within
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1 twenty-one days. Staff contacted the psychiatrist to confirm Respondent's attendance;
2 however, the psychiatrist informed Staff that Respondent had not contacted him to confirm
3 his appointment.

4 7. Respondent admits to the acts described above and that they constitute
5 unprofessional conduct pursuant to A.R.S. §32-1401(27)(g) ("[u]sing controlled substances
6 except if prescribed by another physician for use during a prescribed course of
7 treatment.").

8 **CONCLUSIONS OF LAW**

9 1. The Board possesses jurisdiction over the subject matter hereof and over
10 Respondent.

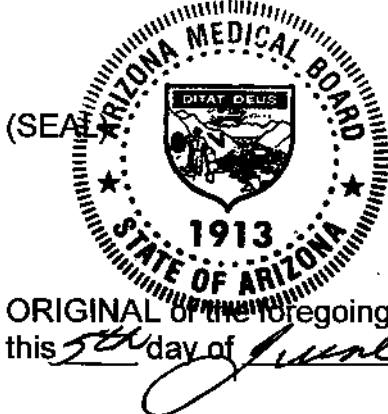
11 2. The Board possesses statutory authority to enter into a consent agreement
12 with a physician and accept the surrender of an active license from a physician who
13 admits to having committed an act of unprofessional conduct. A.R.S. § 32-1451(T)(2).

14 **ORDER**


15 IT IS HEREBY ORDERED THAT License Number 17082, issued to Stephen D.
16 Glacy, M.D. for the practice of allopathic medicine in the State of Arizona, is surrendered
17 and that Stephen D. Glacy, M.D. immediately return his wallet card and certificate of
18 licensure to the Board.

19 DATED and effective this 5TH day of JUNE, 2008.

20 ARIZONA MEDICAL BOARD



22 By:

23 
24 Lisa S. Wynn
25 Executive Director

24 ORIGINAL of the foregoing filed
25 this 5TH day of JUNE 2008 with:

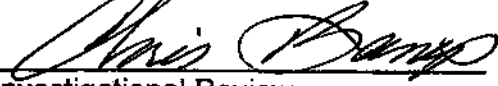
1 Arizona Medical Board
9545 E. Doubletree Ranch Road
2 Scottsdale, AZ 85258

3 EXECUTED COPY of the foregoing mailed
4 this 5th day of June, 2008 to:

5 Ralph Harris
Burch & Cracchiolo, PA
6 P.O. Box 16882
Phoenix, AZ 85011-6882

7 EXECUTED COPY of the foregoing mailed
8 this 5th day of June, 2008 to:

9 Stephen D. Glacy, M.D.
Address of Record

10 
11 Investigational Review